

Patterson Belknap Webb & Tyler LLP

1133 Avenue of the Americas New York, NY 10036-6710 212.336.2000 fax 212.336.2222 www.pbwt.com

November 21, 2013

Erik Haas
Partner
(212) 336-2117
Direct Fax: (212) 336-2386
ehaas@pbwt.com

Via ECF

The Honorable Denise L. Cote
United States District Court for the Southern District of New York
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007

Re: *NCUA v. Morgan Stanley & Co.*, No. 13-cv-6705
NCUA v. Bear, Stearns & Co., No. 13-cv-6707
NCUA v. Wachovia Capital Markets LLC, No. 13-cv-6719
NCUA v. RBS Securities, LLC, No. 13-cv-6726
NCUA v. Barclays Capital Inc., No. 13-cv-6727
NCUA v. UBS Securities, LLC, No. 13-cv-6731
NCUA v. Credit Suisse Securities (USA) LLC, No. 13-cv-6736

Dear Judge Cote:

I write on behalf of the National Credit Union Administration Board, as liquidating agent for Southwest and Members United Corporate Credit Unions (“NCUA”), in regard to the initial conference held on November 14, 2013. During that conference, Your Honor directed NCUA to advise the court by November 21 if it intended to amend its complaint in the lead case, *NCUA v. Morgan Stanley & Co.*, No. 13-cv-6705. We write today to inform the Court that NCUA will not amend the complaint.

NCUA respectfully requests that Your Honor set the briefing schedule for Morgan Stanley’s pending motion to dismiss as proposed by Your Honor at the initial conference: NCUA will submit its opposition brief by December 6, 2013, and Morgan Stanley will submit its reply brief by December 16, 2013.

Respectfully submitted,

/s/ Erik Haas

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Erik Haas
Peter W. Tomlinson
Philip R. Forlenza
Michelle W. Cohen
PATTERSON BELKNAP WEBB & TYLER LLP
1133 Avenue of the Americas
New York, NY 10036
Tel: (212) 336-2000
Fax: (212) 336-2222
ehaas@pbwt.com
pwtomlinson@pbwt.com
pforlenza@pbwt.com
mcohen@pbwt.com

David H. Wollmuth
Frederick R. Kessler
Steven S. Fitzgerald
Ryan A. Kane
WOLLMUTH MAHER & DEUTSCHE LLP
500 Fifth Avenue, 12th Floor
New York, NY 10110
Tel.: (212) 382-3300
Fax: (212) 382-0050
dwollmuth@wmd-law.com
fkessler@wmd-law.com
sfitzgerald@wmd-law.com
rkane@wmd-law.com

David C. Frederick
Wan J. Kim
Gregory G. Rapawy
Andrew C. Shen
KELLOGG, HUBER, HANSEN, TODD,
EVANS & FIGEL, P.L.L.C.
Sumner Square
1615 M Street, N.W., Suite 400
Washington, DC 20036
Tel: (202) 327-7900
Fax: (202) 326-7999
dfrederick@khhte.com
wkim@khhte.com
grapawy@khhte.com
ashen@khhte.com

George A. Zelcs
KOREIN TILLERY LLC
205 North Michigan Avenue, Suite
1950
Chicago, IL 60601
Tel: (312) 641-9760
Fax: (312) 641-9751
gzlcs@koreintillery.com

Stephen M. Tillery
Greg G. Gutzler
Peter H. Rachman
Robert L. King
KOREIN TILLERY LLC
505 North Seventh Street, Suite 3600
St. Louis, MO 63101
Tel: (314) 241-4844
Fax: (314) 241-3525
stillery@koreintillery.com
ggutzler@koreintillery.com
rking@koreintillery.com

Attorneys for Plaintiff National Credit Union Administration Board

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cc: Counsel of Record (*via ECF*)